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Attorney for Henry Williams

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-08-0589 DLJ
)	
Plaintiff,)	STIPULATED REQUEST TO CONTINUE
)	HEARING DATE TO JANUARY 9, 2008- 2009
v.)	AND TO EXCLUDE TIME UNDER THE
)	SPEEDY TRIAL ACT
HENRY WILLIAMS,)	
)	
Defendants.)	Date: December 5, 2008
)	Time: 9:00 a.m.
)	Court: Hon. D. Lowell Jensen
)	

The above-captioned matter is currently set on December 5, 2008 before this Court for motions setting or disposition or trial setting. The parties request that this Court continue the hearing to January 9, 2009 at 9:00 a.m. and that the Court continue to exclude time under the Speedy Trial Act between December 5, 2008 and January 9, 2009.

The defendant is continuing to review discovery with counsel and require more time to adequately evaluate the case for trial or settlement. Accordingly, both parties require additional time to effectively prepare the case for further disposition. Defense counsel has a previously scheduled vacation during the last two weeks of December. For those reasons, and because of the availability of the defendants' counsel, the parties stipulate and request that the Court continue to exclude time between December 5, 2008 and January 9, 2009 under the Speedy Trial Act for reasonable time necessary for counsel to effectively prepare, pursuant to 18 U.S.C. §

STIP. AND [PROPOSED] ORDER TO CONTINUE
 HEARING TO JANUARY 9, 2008 AND TO EXCLUDE TIME
 No. CR-08-0589 DLJ

3161(h)(8)(B)(iv). The parties agree the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

DATED: December 2, 2008

/s/
ANNE C. BELES
Attorney for Henry Williams

/s/
WADE M. RHYNE
Assistant United States Attorney

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The parties jointly requested that the hearing in this matter be continued from December 5, 2008 to January 9, 2009, and that time be excluded under the Speedy Trial Act between December 5, 2008 through January 9, 2009 to allow for the effective preparation of counsel for the reasons set forth in the parties' stipulated request. For these stated reasons, the Court finds that the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial. Good cause appearing therefor, and pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv),

IT IS HEREBY ORDERED that this matter is set for motions setting or disposition or trial setting on December 5, 2008, at 9:00 a.m., and that time between December 5, 2008 through

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2009
January 9, 2008 will continue to be excluded under the Speedy Trial Act to allow for the
effective preparation of counsel, taking into account the exercise of due diligence.

DATED: December 3, 2008



HON. D. LOWELL JENSEN
United States District Judge